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Filing Date: 4/8/2004
Applicant: Tong Zhang
Appn. Title: Single-Mode Operation and Frequency Conversions for Solid-State Lasers
Examiner: Armando Rodriguez / GAU 2828
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Salt Lake City, UT 84115

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

Petition for Withdrawal of Holding of Abandonment

Sir:

This petition is in response to the Notice of Abandonment of 03/10/10, which was followed the Advisory Action of 01/22/2010. Under 37 CFR 1.181, MPEP § 711.02 and § 711.03(c), applicant hereby respectfully petitions the Commissioner to withdraw holding of abandonment.

Quoting from MPEP § 711.03(c), page 700-184, "a petition under 37 CFR 1.181(a) requesting withdrawal of the holding of abandonment is the appropriate course of action, and such petition does not require a fee", under subtitle "I. PETITION TO WITHDRAW HOLDING OF ABANDONMENT".

In the Notice of Abandonment, it was noted that "Applicant's failure to timely file a proper reply to the Office letter mailed on 15 July 2009" and "A reply was received on 16 February 2010, which is after the expiration of the period for reply which expired on 15 January 2010."

First, the Notice of Abandonment is based on the Final Office Action of 07/15/2009. However, the Final OA should not have been made final. Because in this Final OA and its previous OA of 08/29/2008 there was an erroneous citation in the main action of the rejection for claim 10, resulted from some mistake and the misunderstanding about "thin gain region". The related explanation and detail have been presented in petitioner's reply of 10/13/2009, which was in response to the Final OA of 07/15/2009. And correspondingly, this reply should have been entered. The wrong citation of reference is related to U.S. Patent 3,582,815 to Larry D. Siebert.